

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

CARLA R. OLIGER,	:	
	:	
Plaintiff	:	Civil Action 2:08-cv-796
	:	
v.	:	Judge Frost
	:	Magistrate Judge Abel
CAPITAL AREA HUMANE SOCIETY,	:	
	:	
Defendant	:	

OPINION AND ORDER

This matter is before the Court on the amended complaint filed pursuant to this Court's August 19, 2008 Order, which stated:

Even when construing liberally Plaintiff's complaint and holding it to a less stringent standard than formal pleadings drafted by lawyers, *Haines v. Kerner*, 404 U.S. 519, 520-21(1972), the Court concludes that the complaint does not satisfy the requirements of Rule 8(a) of the Federal Rules of Civil Procedure. Specifically, Plaintiff's complaint utterly fails to set forth "a short and plain statement of the grounds upon which the court's jurisdiction depends." Plaintiff shall be given ten (10) days from the date of this Order to file an amended complaint that complies with Rule 8(a) of the Federal Rules of Civil Procedure or this action will be dismissed for lack of jurisdiction.

(Doc. # 3.)

Plaintiff has timely filed her amended complaint; however, Plaintiff has failed to set forth a recognized basis for this Court's jurisdiction. (Doc. # 7: "this court should have jurisdiction based on the defendant's relationship with the lower court/s and judge/s"). Consequently, this court lacks subject matter jurisdiction over this action and is required to dismiss it. *See* Fed. R. Civ. P. 12(h)(3); Fed. R. Civ. P. 12(b)(1); *see also Bender v. Williamsport Area School Dist.*, 475 U.S. 534, 541 (1986) ("Federal courts are not courts of general jurisdiction; they have only

the power that is authorized by Article III of the Constitution and the statutes enacted by Congress pursuant thereto. *See, e. g., Marbury v. Madison*, 1 Cranch 137, 173-180 (1803).”).

Accordingly, the Court *sua sponte* **DISMISSES** this action for lack of subject matter jurisdiction.

IT IS SO ORDERED.

/s/ Gregory L. Frost
GREGORY L. FROST
UNITED STATES DISTRICT JUDGE